



PATENT

Attorney Docket No. 09812.0405-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Haruo TOGASHI

Application No.: 10/822,488

Filed: April 12, 2004

For: PICTURE ENCODER AND  
PICTURE ENCODING METHOD

)  
)  
) Group Art Unit: 2182  
)  
) Examiner: Jonathan R. Plante  
)  
)  
)  
) Confirmation No.: 3033  
)  
)

Mail Stop AF

OR

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

This Information Disclosure Statement is being filed after a Notice of Allowance but before payment of the issue fee and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e).

Each document listed in this Information Disclosure Statement was first cited in a communication from the Japanese Patent Office in a counterpart foreign application on August 7, 2007. This Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Copies of the listed foreign and non-patent literature documents are attached.

10/15/2007 CNGUYEN2 00000064 10822488

01 FC:1806

180.00 OP

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Computer generated English translations of all the Japanese patent publications are attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 12, 2007

By: 

Michael R. Kelly  
Reg. No. 33,921